



Entered on Docket  
June 12, 2008

A handwritten signature in black ink, appearing to read "Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
 USA Commercial Mortgage Company,  
 USA Capital Realty Advisors, LLC,  
 USA Capital Diversified Trust Deed Fund, LLC,  
 USA Capital First Trust Deed Fund, LLC,<sup>1</sup>  
 USA Securities, LLC,<sup>2</sup> Debtors.

Case No. BK-S-06-10725-LBR  
 Case No. BK-S-06-10726-LBR  
 Case No. BK-S-06-10727-LBR  
 Case No. BK-S-06-10728-LBR<sup>1</sup>  
 Case No. BK-S-06-10729-LBR<sup>2</sup>

**CHAPTER 11**

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING FIFTH  
OMNIBUS OBJECTION OF USACM  
TRUST TO PROOFS OF CLAIM  
BASED, IN WHOLE OR IN PART,  
UPON INVESTMENT IN THE  
STANDARD PROPERTY  
DEVELOPMENT, LLC LOAN**

Hearing Date: May 8, 2008

Hearing Time: 10:30 a.m.

**Affects:**

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

<sup>1</sup> This bankruptcy case was closed on October 12, 2007.

<sup>2</sup> This bankruptcy case was closed on December 26, 2007.

1 Pending before the Court is the USACM Liquidating Trust's Fifth Omnibus  
2 Objection of USACM Trust to Proofs of Claim Based, in Whole or in Part, Upon  
3 Investment in the Standard Property Development, LLC Loan (the "Objection") [DE  
4 6274]. Adequate notice of the Objection was given. The Court heard the Objection on  
5 May 8, 2008. No responses were filed to the Objection and no opposition was raised at  
6 the hearing. Good cause appearing,

7 IT IS ORDERED:

- 8 • Sustaining the Objection;  
9 • Disallowing the Proofs of Claim listed on Exhibit A attached to the extent they  
10 are based upon an investment in the Standard Property Development, LLC  
11 Loan. The Proofs of Claim listed in Exhibit A are not affected by this order to  
12 the extent they are based upon an investment in a loan(s) other than the Standard  
13 Property Development, LLC Loan; and  
14 • Reserving the right of any party in interest, including the USACM Trust, to  
15 further object to the Proofs of Claim listed on Exhibit A attached.

16 #####  
17 PREPARED AND SUBMITTED:  
18  
**LEWIS AND ROCA LLP**  
19 By: /s/ RC (#0006593)  
20 Susan M. Freeman  
21 Rob Charles  
22 John Hinderaker  
23 *Attorneys for USACM Liquidating Trust*  
24  
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1 CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

2 In accordance with Local Rule 9021, the undersigned certifies:

- 3    The Court waived the requirements of approval under LR 9021.
- 4    No parties appeared or filed written objections, and there is no trustee appointed  
5                          in the case.
- 6    No opposition was filed to the motion and no other party or counsel appeared at  
7                          the hearing.
- 8    I have delivered a copy of this proposed order to all attorneys and unrepresented  
9                          parties who have appeared at the hearing, and any trustee appointed in the case,  
10                         and each has approved or disapproved the order, or failed to respond, as  
11                         indicated below:

12 **LEWIS AND ROCA LLP**

13 By: /s/ RC (#0006593)  
14 Susan M. Freeman  
15 Rob Charles  
15 John Hinderaker  
16 *Attorneys for USACM Liquidating Trust*